

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
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ELECTRONICALLY FILED  
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FILED: X 1/28/25

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GREGORIO DE LA CRUZ and RAUL MARTE, individually and  
on behalf of all others similarly situated,

Civil Action No.  
1:23-cv-03716-CM

Plaintiff,

-against-

SALCEDO CARGO EXPRESS, INC. and MARGITT CANAAN,

Defendants.  
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**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE**

**WHEREAS**, on May 3, 2023, Plaintiffs filed a Complaint which asserts claims pursuant to the Fair Labor Standards Act, 29 U.S.C. § 201, *et seq.* (“FLSA”); the New York Labor Law (“NYLL”); and 26 U.S.C. § 7434;

**WHEREAS**, the parties reached a settlement of this action and Plaintiffs’ claims through arms’ length negotiations and court mandated mediation, and have entered into a Settlement Agreement and Release, filed on the Court’s docket (the “Agreement”), formally memorializing the parties’ settlement;

**WHEREAS**, the terms of the Agreement, which are incorporated herein by reference, have been reviewed and scrutinized by the Court and are approved and considered a fair and reasonable resolution of, *inter alia*, a bona fide dispute over a provision or provisions of the FLSA; the NYLL; and/or time worked, and the employment relationship; and

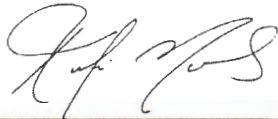
**WHEREAS**, this Court shall retain jurisdiction to enforce the terms of the Agreement;

**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned counsel for the parties, and ordered by this Court, that this action be hereby dismissed and discontinued in its entirety, with prejudice, pursuant to Rule 41(a)(2) of the Federal Rules of

Civil Procedure. A copy of the signatures on this Stipulation serve the same purposes as an original signature.

Dated: New York, New York

Dated: January 8, 2025



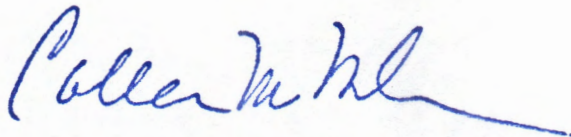
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*Attorneys for Plaintiffs*

Dated: January 28, 2025

/s/ Jeffrey S. Ettenger

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*Attorneys for Defendants*

So Ordered:



1/28/2025